

MESSAGE NO: 6047302 MESSAGE DATE: 02/16/2016

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 80 FR 48812 FR CITE DATE: 08/14/2015

REFERENCE 5271301
MESSAGE #
(s):

CASE #(s): A-570-937

EFFECTIVE DATE: 08/04/2015 COURT CASE #:

PERIOD OF REVIEW: 11/20/2008 TO 04/30/2010

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of message 5271301, dated 09/28/2015 concerning the antidumping duty order on citric acid and certain citric salts from the China (A-570-937)

1. This is a correction to message 5271301, dated 09/28/2015, to correct paragraphs 3 and 4 and the header of that message.

2. Paragraph 3 of message 5271301 and the header of that message stated an incorrect date for the notice of lifting of suspension. The correct date for the notice of lifting of suspension is 08/14/2015. Paragraph 4 of message 5271301 incorrectly stated that certain injunctions are applicable to entries covered by that instruction. Instead, the paragraph should have stated that there are no injunctions applicable to the entries covered by that instruction. Below is the fully corrected message.

3. Commerce published in the Federal Register (80 FR 48812) on 08/14/2015 the implementation of its Section 129 determination regarding the antidumping duty administrative review of citric acid and citrate salts from the PRC for the period 11/20/2008 through 04/30/2010, specifying 08/04/2015 as the effective date of this determination.

4. As a result of Commerce's Section 129 determination, the antidumping duty assessment rates from the administrative review have not been revised from those determined in the administrative review. Therefore, pursuant to Commerce's 129 determination, for all entries of citric acid and citrate salts from the PRC, entered, or withdrawn from warehouse, for consumption during the period 11/20/2008 through 04/30/2010, which remain unliquidated as of 08/04/2015, CBP should assess antidumping duties in accordance with the following liquidation messages. See message 0200305, dated 07/19/2010; message 1270301, dated 09/27/2011; message 1311301, dated 11/07/2011; message 2117303, dated 04/26/2012; message 2117305, dated 04/26/2012; message 2131301, dated 05/10/2012; message 2193302, dated 07/11/2012; message 3214304, dated 08/02/2013; and message 3214305, dated 08/02/2013.

5. The notice of lifting of suspension for merchandise covered in paragraph 4 above occurred with publication of Commerce's Section 129 determination. Accordingly, the notice of lifting of suspension occurred on 08/14/2015.

6. There are no injunctions applicable to the entries covered by this instruction.
7. Unless instructed otherwise, for all other shipments of subject merchandise you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.
8. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.
9. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping and/or countervailing duties, CBP shall double the antidumping duties and/or increase the antidumping duty by the amount of the countervailing duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.
10. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by E&C/IV: MC).
11. There are no restrictions on the release of this information.

Alexander Amdur

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party